

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

In re:

Kathleen M. Struber, L.P.N.

Petition No. 88-091-11-040

CONSENT ORDER

WHEREAS, Kathleen M. Struber, L.P.N., of Derby, Connecticut has been issued license number 005344 to practice as a licensed practical nurse by the Department of Health Services pursuant to Chapter 378 of the General Statutes of Connecticut, as amended; and

WHEREAS, Kathleen M. Struber hereby admits and acknowledges that:

1. During 1985 while employed as a nurse at Dinan Memorial Center in Bridgeport, she diverted to herself the controlled substances Demerol, Xanax and Dalmane
2. During 1985, while employed as a nurse at Dinan Memorial Center in Bridgeport, she substituted Digoxin and Cogentin for Demerol and Xanax.
3. During 1985, while employed as a nurse at Dinan Memorial Center in Bridgeport, she removed the powder from Dalmane capsules.
4. She is licensed only in Connecticut and does not have licensure pending in any other state.
5. She is currently employed as a pool nurse with Jacqueline Nursing Service in Stratford.
6. That the conduct described in 1, 2 and 3 above fails to conform to the accepted standards of the nursing profession in violation of §20-99(b) of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-17 and §20-99(a) of the General Statutes of Connecticut, as amended, Kathleen M. Struber, hereby stipulates and agrees to the following:

1. That she waives the right to a hearing on the merits of this matter.
2. That her license number 005344 to practice as a licensed practical nurse in the State of Connecticut is suspended for five years.
3. That she must fulfill the following conditions to the satisfaction of the Connecticut Board of Examiners for Nursing prior to the reinstatement of her license:
 - a. She must provide proof that her skills in nursing have been updated and that she is able to practice safe and competent nursing.
 - b. She must provide written documentation of any continuing education she has taken in order to refresh her skills.
 - c. She must provide a written report in summary form, current to within one month of application, of all the psychological counseling she has had during the suspension period.
4. The Connecticut Board of Examiners for Nursing must be informed prior to any change of address.
5. All correspondence and reports are to be addressed to:

Marie Hilliard, R.N., M.S.N.
Board of Examiners for Nursing
Department of Health Services
150 Washington Street
Hartford, Connecticut 06106

6. That she hereby gives permission to have a copy of this Consent Order released to her therapist.
7. That this Consent Order may be considered as evidence of the admitted violations in any proceeding before the Board of Examiners for Nursing (1) in which her compliance with this order is at issue, or (2) in which her compliance with §20-99(b) of the Connecticut General Statutes, as amended, is at issue.
8. That she understands that this Consent Order is a matter of public record.
9. That she does permit any conversation which is necessary between the Public Health Hearing Office of the Department of Health Services and the Connecticut Board of Examiners for Nursing regarding the final execution of this Consent Order.
10. That this Consent Order and the terms and conditions hereof are not subject to reconsideration, collateral attack, or judicial review under any form or in any forum. Further, that said order is not subject to appeal under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation

shall not deprive her of any other rights that she may have under the laws of the State of Connecticut or of the United States.

12. That this Consent Order is effective on the first day of the next month after the date of the signature of the last person to sign this document.
13. That she has the right to consult with an attorney prior to signing this document.

I, Kathleen M. Struber, have read the above Consent Order, and I agree and admit to the terms and allegations set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Kathleen M. Struber
Kathleen M. Struber

Subscribed and sworn to before me this 3 day of January
1988

Elizabeth M. Tracy
Notary Public or person authorized
by law to administer an oath or
affirmation

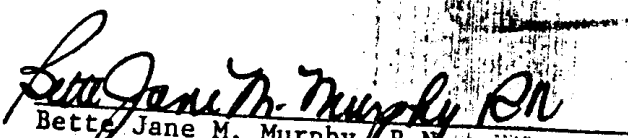
Commission Expires Mar. 31, 1990

The above Consent Order having been presented to the duly authorized agent of the Commissioner of the Department of Health Services on the 21st day of January 1986, it is hereby accepted.

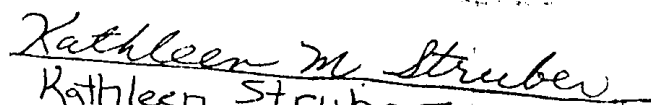

Christine B. Spill
Public Health Hearing Officer

The above Consent Order having been presented to the duly authorized agent of the Board of Examiners for Nursing on the 21st day of February 1986 it is hereby ordered and accepted.

CONNECTICUT BOARD OF EXAMINERS FOR NURSING


Betty Jane M. Murphy R.N.
Chairperson

DJP:pf
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Kathleen Struber

State of Connecticut ss Ansonia, Jan. 3, 1986
County of New Haven

Personally appeared Kathleen Struber, signer and holder of the foregoing instrument and acknowledged the same to be her free act and deed, before me.

Christine B. Spill